REMARKS

This is intended as a full and complete response to the Office Action dated March 23, 2005, having a shortened statutory period for response set to expire on June 23, 2005. Please reconsider the claims pending in the application for reasons discussed below.

In the specification, paragraph [0010] has been amended to correct a minor editorial issue.

Claims 1-34 are pending in the application. Claims 1-3, 5-10, 12-13 and 15-34 remain pending following entry of this response. Claims 1, 6-10, 12, 16-20, 24, 26 and 28-32 have been amended. Claims 4, 11 and 14 have been cancelled. Applicants submit that the amendments and do not introduce new matter.

Claim Rejections - 35 U.S.C. § 102

Claims 1, 5-13 15-25 and 27-34 are rejected under 35 U.S.C. 102(e) as being anticipated by *Ofek*, U.S. Patent No. 6,654,752.

Applicants respectfully traverse this rejection. "A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." *Verdegaal Bros. v. Union Oil Co. of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). "The identical invention must be shown in as complete detail as is contained in the ... claim." *Richardson v. Suzuki Motor Co.*, 868 F.2d 1226, 1236, 9 USPQ2d 1913, 1920 (Fed. Cir. 1989). The elements must be arranged as required by the claim. *In re Bond*, 910 F.2d 831, 15 USPQ2d 1566 (Fed. Cir. 1990).

Regarding claims 1, 12, and 24, Applicants submit that *Ofek* fails to teach or suggest each and every limitation recited in the claims. For example, *Ofek* fails to teach or suggest a computer using a network-based socket to transfer data using a system-supplied buffer, wherein the system supplied buffer is of a sufficient size to contain the data for a specific request. Further, *Ofek* fails to teach or suggest passing the system-supplied buffer to the network-based socket to allow the server application to continue processing while the data is sent to the client. The Examiner cites to *Ofek*, 9:23-55, to

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argue that *Ofek* discloses steps to allow the server application to continue processing while the data is sent to the client. *Ofek*, however, discloses a storage mirroring system for "providing redundant data storage and for enabling concurrent access to the data for multiple purposes." *Ofek*, Abstract. Further, the material cited by the Examiner references a system that enables a remote system to disconnect from a local system and operate independently. In other words, the material describes how the system of *Ofek* allows the local and remote systems to mirror one another. Subsequently, when the systems are reconnected any changes to data in the storage system may be synchronized. *Ofek*, however, fails to disclose a server application configured to communicate with a client over a network-based socket using buffer supplied by the server system. Accordingly, Applicants respectfully submit that claims 1, 12, 24, and the claims dependent therefrom, are patentable over *Ofek* and request that the rejection of these claims be withdrawn.

Claim Rejections - 35 U.S.C. § 103

Claims 3 and 26 rejected under 35 US.C. 103(a) as being unpatentable over *Ofek* in view of *Giorgio et al.*, US. Patent No. 5,991,829 (referred to hereafter as *Giorgio*).

Applicants respectfully traverse this rejection. Claims 3 and 26 depend from claims 1 and 24, respectively. As set forth above, *Ofek* fails to teach or suggest a computer using a network-based socket to transfer data using a system-supplied buffer, wherein the system supplied buffer is of a sufficient size to contain the data for a specific request. And further, *Ofek* fails to teach or suggest passing the system-supplied buffer to the network-based socket to allow the server application to continue processing while the data is sent to the client. Applicants assert that *Giorgio* also fails to teach this limitation. Thus, neither *Ofek* nor the combination of *Ofek and Giorgio* teaches or suggests each and every limitation of these rejected dependent claims.

Accordingly, Applicants submit that claims 3 and 26 are patentable over *Ofek*, alone, or in combination with any of the other cited references, and therefore request that the rejection of these claims be withdrawn.
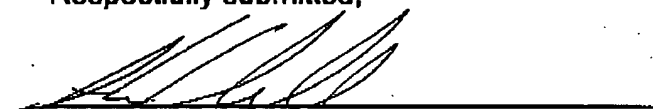
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Conclusion

The secondary references made of record are noted. However, it is believed that the secondary references are no more pertinent to the Applicants' disclosure than the primary references cited in the office action. Therefore, Applicants believe that a detailed discussion of the secondary references is not necessary for a full and complete response to this office action.

Having addressed all issues set out in the office action, Applicants respectfully submit that the claims are in condition for allowance and respectfully request that the claims be allowed.

Respectfully submitted,

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